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September 24, 2004

Ex Parte Communication

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20445

> Re: ET Docket No. 04-186 CS Docket No. 98-120 MB Docket No. 03-15

Dear Ms. Dortch:

Today the undersigned of NAB met with Commissioner Kathleen Abernathy and Stacy Fuller to discuss unlicensed devices and the digital television transition in the above-referenced dockets. Specifically, we discussed the feasibility of introducing unlicensed devices in rural areas and the interference issues faced by broadcasters in the current digital transition. Additionally, we discussed the actions taken by the Senate Commerce Committee on September 22, 2004, the Media Bureau's plan to calculate the 85 percent household penetration by including down-converted at cable-headend signals, and their respective effects on the DTV transition.

Please direct any questions concerning this matter to the undersigned.

Respectfully submitted,

Marshef Mac Brich

Marsha J. MacBride

cc: The Hon. Kathleen Q. Abernathy

Stacy Fuller